

CHAPTER 1.

AN ACT to amend subsection (1) of section 85.08 and subsection (1) of section 85.33, and to create subsections (1a) and (1b) of section 85.33 of the statutes, relating to the issuance of automobile drivers' licenses to children less than sixteen but above fourteen years of age.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Subsection (1) of section 85.08 and subsection (1) of section 85.33 of the statutes are amended to read: (85.08) (1) No person under the age of sixteen years unless accompanied by an adult and no intoxicated person or person subject to epilepsy shall operate any automobile, motor truck, motor delivery wagon, automobile bus, motor cycle or other similar motor vehicle on any highway. *Nothing herein shall be construed to prohibit a child under sixteen years of age to whom an automobile drivers' license has been issued pursuant to subsection (1a) of section 85.33 from driving an automobile on the highways under the conditions therein specified.*

(85.33) (1) After January 1, 1928, no person shall operate or drive a motor vehicle upon any public highway of this state without obtaining a license for that purpose as provided in this section. No such license shall be issued to any person under sixteen years of age, *except as provided in subsection (1a)*, or to any person who is physically or mentally incompetent to safely operate a motor vehicle upon the public highways.

SECTION 2. Two new subsections are added to section 85.33 of the statutes to read: (85.33) (1a) Upon the recommendation in writing of the county judge of the county wherein the child resides the secretary of state shall issue an automobile drivers' license to any child, otherwise qualified, who is less than sixteen but more than fourteen years of age. An automobile drivers' license issued pursuant to this section shall be of a color readily distinguishable from the licenses issued to persons who are sixteen years of age or over and shall have stamped across the face thereof the words "Not good after——— (the date when the child becomes sixteen years of age)." Such license shall entitle the child to whom it is issued to drive only an automobile belonging to his parent or guardian during daylight hours, that is from

thirty minutes before sunrise to thirty minutes after sunset, and shall not authorize such child to drive a motor cycle, commercial truck, motor bus or taxicab. The parent or guardian shall at all times be responsible for any and all damages growing out of the negligent operation of a motor vehicle by any such child.

(1b) No county judge shall make a recommendation for the issuance of an automobile drivers' license to a child who is less than sixteen years of age, unless such child, accompanied by his parent or guardian shall appear in person before such judge and he shall be satisfied that such child is at least fourteen years of age, that he appears to be qualified to safely operate an automobile and that it is necessary for such child to drive his parent's or guardian's automobile without being accompanied by some person above sixteen years of age.

SECTION 3. This act shall take effect upon passage and publication.

Approved March 13, 1928.

No. 5, A.]

[Published March 14, 1928.

CHAPTER 2.

AN ACT making an emergency appropriation to the state board of control.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. There is appropriated to the state board of control as an emergency appropriation from the general fund, seven hundred fifty thousand dollars, to supplement other appropriations heretofore made and to enable the said board and the institutions under its management to carry on their ordinary and regular work. No part of this appropriation shall be used for any purpose while funds from other appropriations are available for such purpose.

SECTION 2. This act shall take effect upon passage and publication.

Approved March 13, 1928.